THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:	)	
	)	
Inner Circle 1420, LLC	)	
t/a Lotus	)	
	)	Case Nos. 11-251-00204
Holder of a Retailer's	)	11-251-00204(a)
Class CN License	)	11-251-00216
	)	License No. ABRA-075162
at premises	)	Order No. 2012-375
1420 K Street, N.W.	)	
Washington, D.C. 20005	)	
	)	
Respondent	)	
	)	

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER GRANTING RESPONDENT'S MOTION TO STAY THE CASES

On April 6, 2012, the Alcoholic Beverage Regulation Administration (ABRA) served a Notice of Status Hearing and Show Cause Hearing (Notice), dated April 4, 2012, on Inner Circle 1420, LLC, t/a Lotus (Respondent) located at 1420 K Street, N.W., Washington, D.C. The Notice charged the Respondent for allowing the establishment to be used for unlawful or disorderly purpose and failing to follow its security plan.

The Alcoholic Beverage Control Board (Board) held a Show Cause Status Hearing on May 16, 2012, and a second Show Cause Status Hearing on June 6, 2012. At the second Show Cause Status Hearing, the Board rejected an Offer in Compromise, and the Government requested a continuation of the Show Cause Hearing originally scheduled for June 20, 2012. The Board granted the Government's request and set the matter for Show Cause Hearing on September 19, 2012.

On September 10, 2012, the Respondent submitted a Motion to Stay the Cases for a period of one hundred fifty (150) days or until February 2, 2013. This motion was requested to allow parallel criminal proceedings involving these same incidents to develop further, thereby aiding the Respondent in the ease of discovery and allowing essential

material witnesses to be present for testimony, who would otherwise be unavailable. The Government does not oppose the Respondent's motion.

On September 19, 2012, the Board held a Show Cause Hearing and finds that there is good cause to grant the stay pursuant to D.C. Official Code, §25-433(d)(3) (2001), and grants the Motion and continued the hearing to February 2013.

ORDER

The Board does hereby, this 3rd day of October, 2012, **GRANT** the Respondent's Motion to Stay the Cases.

It is further **ORDERED** that the Show Cause Hearing is continued to February 2013, for a specific date to be determined later.

A Copy of this Order shall be sent to the Respondent and to the Government.

District of Columbia
Alcoholic Beverage Control Board

Ruthanne Miller, Chairperson

Nick Alberti, Member

Donald Brooks, Member

Calvin Nophlin, Member

Mike Silverstein, Member

Herman Jones, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code 2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 500 Indiana Avenue, N.W., Washington, D.C. 20001.

However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR § 1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. *See* D.C. App Rule 15 (b) (2004).